

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ARACELI KING,

Plaintiff,

-against-

14 Civ. 2018 (AKH)

TIME WARNER CABLE, INC.,

Defendant.

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**RULE 56.1 STATEMENT OF UNDISPUTED FACTS OF
TIME WARNER CABLE INC.**

1. Araceli King gave her telephone number to Time Warner Cable Inc. to associate with her customer account. Declaration of Araceli King ¶ 3.

2. The Time Warner Cable Residential Services Subscriber Agreement provides,

12. You are Consenting to Phone and Email Contact

(a) We may call any number you provide to us (or that we issue to you) for any purpose, including marketing of our Services. . . .

(c) We may use automated dialing systems or artificial or recorded voices to call you.

Time Warner Cable Residential Services Subscriber Agreement § 12(c) (Exhibit

A).

3. Araceli King has no physical injury, emotional injury, or financial loss. Deposition of Araceli King at 154-55 (**Exhibit 2**).

Dated: New York, New York
July 2, 2015

s/Charles D. Cole, Jr.

Charles D. Cole, Jr.

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CERTIFICATE OF SERVICE

I certify that on July 2, 2015 the rule 56.1 statement of undisputed facts of Time Warner Cable Inc. was served on the attorney for the plaintiff,

Jenny DeFrancisco, Esq.
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Attorneys for Plaintiff Araceli King
1100 Summer Street, 3rd Floor
Stamford, Connecticut 06905,

by filing it using CM/ECF.

s/Charles D. Cole, Jr.

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